## **AMENDED**

## APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Returned to applicant for correction	Date of filing in State Engineer's (	Office	OCT 19 1964.		·
The applicant Theodore H. Berry Star Route 2  f. Jackson County of Amador tate of Calffordia hereby makes application for permission to change Place of USE.  f. water heretofore appropriated under Prince of Claim Nov. II Decreed, give tills of Decrees and identify right to Decree)  (Identify estiming right by Fermit, Certificate, Freef or Claim Nov. II Decreed, give tills of Decrees and identify right to Decree)  1. The source of water is Understround Source (Artesian Well)  (Chance of stream, lake or other source.)  2. The amount of water to be changed 53 G.P.M.  (Geometries were free)  Thing and milling (Urber source and the content of the source.)  (The water is to be diverted at the following point. True, the SEX SEX Sec. 34. T. 22 Rs.  R. 34. E. M. D. R. S.M. C. R. A.M. C. R.					·
The applicant Theodore H. Berry Star Route 2  Jackson County of Amador  ate of California home proprieted under Permit No. 10545 (Certificate No. 3327)  (Identity saining right by Fermit, Cartificate, Proof or Chain No. 11 Decreed, give title of Decree and identity right in Decree)  1. The source of water is Underground Source (Artesian Well)  2. The amount of water to be changed 53 G.P.M.  3. The water to be used for Mining and milling (Proof of Chain No. 11 Decree)  4. The water heretofore used for Mining and milling (Proof of Chain No. 12 Decree of Source No. 11 Decree)  5. The water is to be diverted at the following point Trought the South & Corner of Source Of S			·		7 1964 unde
Jackson County of Amador  Ame of Calffornia , hereby makes application for permission to change Place of 1866.  water heretofore appropriated under Permit. Nov. 10545 (Certificate Nov. 3327).  (Identity esisting sight by Permit, Certificate, Froof or Chim Nos. II Deceed, give title of Decree and identity right to Decree.)  The source of water is. Underground Source (Artesian Mell)  (Source of stream, take or other source.)  The amount of water to be changed (Source of stream, also or other source.)  The water to be used for. (Source of stream, also or other source.)  The water to be used for. (If the stock state number and Fand of Palman.)  Mining and milling.  (If for stock state number and Fand of salmans.)  The water is to be diverted at the following point. In. Line. SER SER, Sec. 34, Tr. 29. No. R. 34. E., M.D.R. Sch., or. at a point from which the South & Course of Said Decerties a being within a 40-acces subdivided of spalls survey and by come and detance to a section corner. If on unarrevered land, it should be a Sec. 34 bears. S. 25. 07! M., 2433 feet, distabile.  The existing point of diversion is located within same. as. Above.  Of point of diversion is not changed, do not success.)  Proposed place of use. SER, SWA SEC. 15. Tr. 28. No. R. 34. E., M.D.R. SM. (Decrebe by legal subdivisions. If for irrigation, state number of screet to be irrigated.)  (Describe by legal subdivisions. If presently used for irrigation, state number of screet irrigated.)					2228
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Description 21 and 10 a			_		
Use will be from January 18t to December 3.18t of each	Use will be from Janu	uary 1st	to December	r 31st	of each ve

"  	Description of proposed works.
:	It is proposed to pipe this water southerly 31 miles to proposed new mill
	(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)  of Silver State Consolidated Mines Company.
:	Of SLIVET State Consolidated Mines Company.  (State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)
12.	Estimated cost of works \$50,000,000
13.	Estimated time required to construct works
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'	Remarks This permit is under option to Silver State Consolidated Mines
	Company for the outright purchase of this mill.
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Cor ro.F	Applicant Theodore H. Berry.  2b. 12, 1965 by Quicksilver Corp.  2b. 15, 1965 by Wabash, Mine  By s/Robert W. Millard
	Dy###############################
VETT	Robert W. Millard, Agent  P. O. Box 150
1 .	Ely, Nevada
,	APPROVAL OF STATE ENGINEER
	This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the
foll	owing limitations and conditions: This permit to change the place of use of the
wa	ters of an underground source as heretofore granted under Permit
10	545 is issued subject to the terms and conditions imposed in said
Pe	rmit 10545 and with the understanding that no other rights on the
so	urce will be affected by the change proposed herein. The well shall
be	equipped with a 2-inch opening, an air line and a weir or other type
of	measuring device at or near the well to facilitate the measurement
an	d control of the water. If well is flowing, a valve must be installed
an	d maintained to prevent waste. The State reserves the right to regul
th	è use of the water under this proposed change at any and all times.
The	amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not
to e	xceed 0.118 cubic feet per second
Act	ual construction work shall begin on or before October 30, 1965
1	
Pro	ual construction work shall begin on or before October 30, 1965
Pro Wo	of of commencement of work shall be filed before
Pro Wo Pro	of of commencement of work shall be filed before November 30, 1965
Pro Wo Pro App	of of commencement of work shall be filed before November 30, 1965  The filed before November 30, 1965  The filed before November 30, 1966
Pro Wo. Pro App	of of commencement of work shall be filed before  November 30, 1965  k must be prosecuted with reasonable diligence and be completed on or before October 30, 1966  of of completion of work shall be filed before  November 30, 1966  November 30, 1966  November 30, 1966
Pro Wo. Pro App Pro Maj Com	all construction work shall begin on or before
Pro Wo. Pro App Pro Maj Com Proc	of of commencement of work shall be filed before  November 30, 1965  k must be prosecuted with reasonable diligence and be completed on or before October 30, 1966  of of completion of work shall be filed before  November 30, 1966  November 30, 1966  lication of water to beneficial use shall be made on or before  October 30, 1967  of of the application of water to beneficial use shall be filed on or before  November 30, 1967  of of the application of water to beneficial use shall be filed on or before  Movember 30, 1967  of of the application of water to beneficial use shall be filed on or before  Movember 30, 1967  of of the application of water to beneficial use shall be filed on or before  Movember 30, 1967  WITNESS MY HAND AND SEAL this 30th day of of beneficial use filed.
Pro Wo. Pro App Pro Maj Com Proc Cult	nal construction work shall begin on or before
Pro Wo App Pro Maj Com Proc Cult	of of commencement of work shall be filed before  November 30, 1965  k must be prosecuted with reasonable diligence and be completed on or before October 30, 1966  of of completion of work shall be filed before  November 30, 1966  November 30, 1966  lication of water to beneficial use shall be made on or before  October 30, 1967  of of the application of water to beneficial use shall be filed on or before  November 30, 1967  of of the application of water to beneficial use shall be filed on or before  Movember 30, 1967  of of the application of water to beneficial use shall be filed on or before  Movember 30, 1967  of of the application of water to beneficial use shall be filed on or before  Movember 30, 1967  WITNESS MY HAND AND SEAL this 30th day of of beneficial use filed.